



01-12-04

Ref & Ref Room

PATENT

DEPT

EXpress MAIL CERTIFICATE

Date 1/8/04

Label No. EL 983952046-US

I hereby certify that, on the date indicated above, this paper or fee was deposited with the U.S. Postal Service & that it was addressed for delivery to the Mail Stop Non Fee Amendment, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313, 1450 by "Express Mail Post Office to Addressee" service.

J. Davis
Name (Print)

J. Davis
Signature

PLEASE CHARGE ANY DEFICIENCY UP TO \$300.00 OR ~~ANY EXCESS IN THE FEES DUE WITH THIS DOCUMENT TO OUR~~
DEPOSIT ACCOUNT NO. 34-0100

US PATENT & TRADEMARK
OFFICE

Docket No. 00646/100D205-US1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Ramesh A. Bhat, et al.

Serial No.:

09/429,832

Confirmation No.: 6371

Filed:

October 29, 1999

Group Art Unit: 1646

For:

NOVEL HUMAN ESTROGEN RECEPTOR BETA

REQUEST FOR REFUND

Mail Stop 16
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

The Applicant in the above-referenced patent application hereby requests a partial refund of fees paid with respect to this application.

On December 22, 2003 a Request for Continuation Examination along with an Amendment in response to the Office Action dated April 21, 2003 was filed for this application with a Amendment Transmittal Letter incorrectly calculating the total independent claims as 6.

The correct total of independent claims should be 1 claim. We enclose a copy of Applicants Check No. 3675 showing the incorrect amount paid together with a copy of our Amendment Transmittal sheet showing the incorrect total.

Accordingly the Applicant requests that a refund of \$36 be credited to Deposit Account No. 04-0100 in the name of Darby & Darby P.C.

Respectfully submitted,

Date: 1/8/2004

Kristin Behrendt

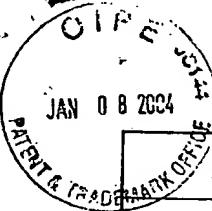
Kristin E. Behrendt
Reg. No. 45,599
Attorney for Applicants

DARBY & DARBY, P.C.
P.O. Box 5257
New York, NY 10150-5257
212-527-7700

PATENT EXAMINER
DMS/14

2001 JAN 15 PM 12:30

US PATENT & TRADEMARK
OFFICE



AMENDMENT TRANSMITTAL LETTER

Docket No.
00646/100D205-US1

Application No. 09/429,832	Filing Date October 29, 1999	Examiner N. Basi	Art Unit 1646
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Applicant(s): Ramesh A. Bhat, et al.

Invention: NOVEL HUMAN ESTROGEN RECEPTOR BETA

TO THE COMMISSIONER FOR PATENTS

Transmitted herewith is an amendment in the above-identified application.

The fee has been calculated and is transmitted as shown below.

CLAIMS AS AMENDED					
	Claims Remaining After Amendment	Highest Number Previously Paid	Number Extra Claims Present	Rate	
Total Claims	17	- 25 =	0	x	
Independent Claims	6	- 4 =	2	x 18.00	36.00
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>					
Other fee (please specify):					
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT:					36.00

Large Entity

Small Entity

No additional fee is required for this amendment.

Please charge Deposit Account No. _____ in the amount of \$
A duplicate copy of this sheet is enclosed.

A check in the amount of \$ _____ to cover the filing fee is enclosed.

Payment by credit card. Form PTO-2038 is attached.

The Director is hereby authorized to charge and credit Deposit Account No. _____
as described below. A duplicate copy of this sheet is enclosed.

Credit any overpayment.

Charge any additional filing or application processing fees required under 37 CFR 1.16 and 1.17.

Kristin Behrendt

Kristin E. Behrendt

Attorney Reg. No.: 45,599

DARBY & DARBY P.C.
P.O. Box 5257
New York, New York 10150-5257
(212) 527-7665

Dated: Dec 22, 2003

Express Mail Label No. EV34006370048 Dated: 12-22-03

DEC 22 2003

EV340637004S

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Label No.

Dated: 12-22-03

Docket No.: 00646/100D205-US1
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Ramesh A. Bhat, et al.

Application No.: 09/429,832

Art Unit: 1646

Filed: October 29, 1999

Examiner: N. Basi

For: NOVEL HUMAN ESTROGEN RECEPTOR
BETA

AMENDMENT AFTER FINAL ACTION (37 C.F.R. SECTION 1.116)

MS AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

INTRODUCTORY COMMENTS

In response to the Office Action dated April 21, 2003 (Paper No. 16), finally rejecting claims 17, 18, and 28-41, and the Advisory Action dated December 4, 2003, please amend the above-identified U.S. patent application as follows:

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this paper.

Remarks/Arguments begin on page 5 of this paper.

12/29/2003 HUUDNG1 00000041 09429832

02 FC:1202 36.00 OP
Refin. Ref: 01/26/2004 SDIRETA1 0008551200
DAA:040100 Name/Number:09429832
FC: 3204 \$36.00 CR

{W:\00646\100D205US1\00099281.DOC [REDACTED]}

Adjustment date: 01/28/2004 SDIRETA1
12/29/2003 HUUDNG1 00000041 09429832
02 FC:1206 -36.00 OP

32801
PATENT TRADEMARK OFFICE

DEC 22 2003

AMENDMENT TRANSMITTAL LETTER

Docket No.
00646/100D205-US1Application No.
09/429,832Filing Date
October 29, 1999Examiner
N. BasiArt Unit
1646

Applicant(s): Ramash A. Bhat, et al.

Invention: NOVEL HUMAN ESTROGEN RECEPTOR BETA

TO THE COMMISSIONER FOR PATENTS

Transmitted herewith is an amendment in the above-identified application.

The fee has been calculated and is transmitted as shown below.

CLAIMS AS AMENDED					
	Claims Remaining After Amendment	Highest Number Previously Paid	Number Extra Claims Present	Rate	
Total Claims	17	- 25 =	0	x	
Independent Claims	6	- 4 =	2	x 18.00	36.00
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>					
Other fee (please specify):					
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT:					36.00

 Large Entity Small Entity No additional fee is required for this amendment. Please charge Deposit Account No. _____ in the amount of \$ _____.
A duplicate copy of this sheet is enclosed. A check in the amount of \$ _____ to cover the filing fee is enclosed. Payment by credit card. Form PTO-2038 is attached. The Director is hereby authorized to charge and credit Deposit Account No. 04-0100
as described below. A duplicate copy of this sheet is enclosed. Credit any overpayment. Charge any additional filing or application processing fees required under 37 CFR 1.16 and 1.17.*Kristin Behrendt*Dated: Dec. 22, 2003

Kristin E. Behrendt

Attorney Reg. No.: 45,599

DARBY & DARBY P.C.
P.O. Box 5257
New York, New York 10150-5257
(212) 527-7665Express Mail Label No. EV34006370043 Dated: 12-22-03

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